

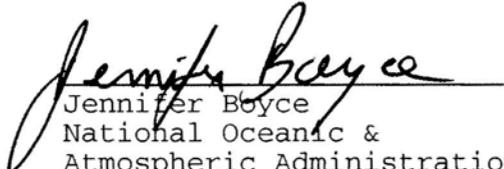
**TRUSTEE COUNCIL RESOLUTION 07-7**  
**ADOPTED Oct. 18, 2007**

**MONTROSE TRUSTEE COUNCIL RESOLUTION REGARDING**  
**Funding for the Montrose Settlements Restoration Program:**  
**Restore Seabirds to San Nicolas Island**

1. The National Oceanic and Atmospheric Administration (NOAA); the State of California acting through the State Lands Commission, the Department of Parks & Recreation and the Department of Fish & Game; and the Department of the Interior, acting through the U.S. Fish & Wildlife Service and the National Park Service are the natural resource trustees (Trustees) for natural resources injured by releases of DDT and PCBs into the Southern California Bight.
2. Sums recovered in the civil action *United States, et al. v. Montrose Chemical Corp., et al.*, No. CV 90-3122-R (C.D. Cal. 1990) are being held in the Department of the Interior Natural Resource Damage Assessment and Restoration Fund (DOI Restoration Fund) and the registry accounts administered by the U.S. District Court for the Central District of California.
3. The Trustees have entered into a memorandum of understanding (MOU), as modified, that establishes a Trustee Council (Montrose Trustee Council) composed of one voting member for each trustee agency. Under the terms of that MOU, the Montrose Trustee Council is authorized to disburse funds for activities related to the damage assessment and restoration process.
4. As identified in the final Restoration Plan dated October 2005, the project "Restore Seabirds to San Nicolas Island" was selected as a priority seabird project. Due to complexity of this project, significant project planning is required in 2007 in order to implement the project in 2008 as desired.
5. The Montrose Trustee Council resolves unanimously to authorize funding for baseline surveys of the island fox in 2007 by the Institute for Wildlife Studies. The purpose of these surveys is to help establish a baseline understanding of the island fox population in order to detect changes that may occur in association with the feral cat removal program. These funds will cover the Institute for Wildlife Studies (IWS) costs of conducting the surveys in the Fall of 2007 on San Nicolas Island.
6. The Montrose Council authorizes funding of \$24,635 to IWS for the surveys, plus an additional 10% fee of \$2,464 for administration of the contract with IWS by the National Fish and Wildlife Foundation (NFWF). Therefore, the total for this task is \$27,099.

7. In Trustee Council Resolution 07-1, signed January 8, 2007, the Trustee Council approved a transfer of \$250,000 from the DOI Restoration Fund to National Oceanic and Atmospheric Administration (NOAA) to execute the Cooperative Agreement with the NFWF. The costs of these island fox surveys will be covered by this initial transfer amount, therefore an additional transfer from the DOI Restoration Fund to NOAA is not necessary.
8. NOAA shall submit documentation, including supporting documentation, regarding expenditure of these additional funds as part of its annual cost documentation submission requirement by July 31, 2008.
9. The effective date of this Resolution shall be the date on which the last trustee signs this document.

**CONCURRED in by the following who are the duly authorized Montrose Trustee Council Representatives:**

  
\_\_\_\_\_  
Jennifer Boyce  
National Oceanic &  
Atmospheric Administration

18-Oct-2007  
Date

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James Haas  
U.S. Fish & Wildlife Service

\_\_\_\_\_  
Date

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Kate Faulkner  
National Park Service

\_\_\_\_\_  
Date

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Jennifer Lucchesi  
State Lands Commission

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Date

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Suzanne Goode  
Department of Parks &  
Recreation

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Date

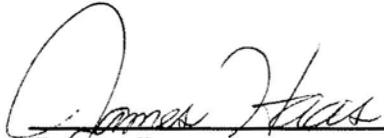
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Patricia Velez  
Department of Fish & Game

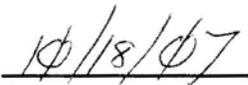
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James Haas  
U.S. Fish & Wildlife Service

  
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Date

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Kate Faulkner  
National Park Service

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Jennifer Lucchesi  
State Lands Commission

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Suzanne Goode  
Department of Parks &  
Recreation

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Patricia Velez  
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Date

  
\_\_\_\_\_  
Kate Faulkner  
National Park Service

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Date

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Jennifer Lucchesi  
State Lands Commission

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National Park Service

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Jennifer Lucchesi  
State Lands Commission

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10/18/07  
Date

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Suzanne Goode  
Department of Parks &  
Recreation

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Date

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Date

*Suzanne Goode*  
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Suzanne Goode  
Department of Parks &  
Recreation

*10-18-07*  
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Date

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Patricia Velez  
Department of Fish & Game

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Date

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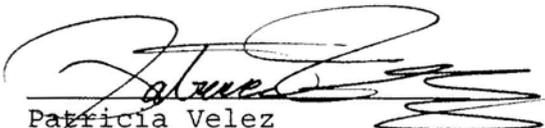
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Department of Parks &  
Recreation

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\_\_\_\_\_  
Patricia Velez  
Department of Fish & Game

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*October 17, 2007*  
Date